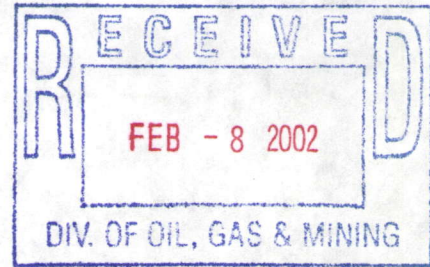


m/003/031

William L Bown
842 West 400 North
West Bountiful, Utah 84087



Mr. Wayne Hedberg
State of Utah
Division of Oil, Gas, and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

Aug. 27, 2001

Re: Construction of access road across private lands, Grouse Creek area

Dear Mr. Hedberg:

I presently possess a mineral materials permit issued by the SITLA of the State of Utah for the area of section 2 T.12 N. R. 17 W. This permit is an integral appliance of the Grouse Creek Large Mine Operation as approved by your Division. The fee to retain this permit is \$ 6,900.00 annually. Presently, incident to the Plan as approved there does not exist a feasible, or prudent route into, or out of this fee area for the removal of the permitted building stone there.

I have discussed this debacle with the Grouse Creek Livestock Association and others. The association has agreed to permit me to construct a road on their property which would alleviate my problem. The general location of this road is in the W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 3 T 12 N. R 17 W. and the E $\frac{1}{2}$ NE $\frac{1}{4}$ sec. 4 same township and range. Please see the accompanying map for on ground location of subject proposed road. The route generally follows the same contour as the streamlet below and to the south, until it intersects with area road B-6 at it's western end.

I would also request a variance from additional bonding, as the Association has expressed their desire to have this road remain open post-mining. I would also request a variance from water quality requirements in this instance, as the water rights to any affected streams incident to this amendment are held by the Association or it's members, and said water is used expressly for livestock/irrigation purposes, and is not water subject to treatment for human consumption.

In as much as no part of this proposal will affect Federal Lands, I cannot see a reason to involve the BLM. It is my hope that because this proposal affects only private lands, and has the blessing of the Landowners, and has justifiable variances, that approval can be expedited in such a manner so as to enable me to complete said construction and utilize subject road this year, before the onset of Winter.

I have requested a letter from the Association stating their approval and wishes concerning subject road for your review. I will forward this letter as soon as I have it. Thank you for your consideration in this matter.

Sincerely,

William L Bown